



United States Attorney  
Southern District of New York

---

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

March 26, 2018

**BY ECF**

The Honorable Valerie E. Caproni  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, New York 10007

**Re:     *United States v. Peter Galbraith Kelly, Jr., S2 16 Cr. 776 (VEC)***

Dear Judge Caproni:

The parties write in response to the Court's Order, dated March 13, 2018, directing that, "[i]f the Government wishes to retry Defendant Kelly, then no later than March 28, 2018, the Government and Defendant Kelly must file a joint letter proposing four possible dates for a retrial." The parties respectfully request an additional 30 days to continue discussions regarding a potential retrial. The parties agree that the ends of justice would be served by allowing the parties an additional 30 days to confer before any dates for a retrial are proposed to the Court. The parties therefore respectfully request until April 25, 2018 to propose any such dates and that the Court exclude the same period of time from Speedy Trial Act calculation. Defendant Kelly consents to the exclusion of the time between today's date and April 25, 2018.

Respectfully submitted,

GEOFFREY S. BERMAN  
United States Attorney

By: /s/

Janis Echenberg/Robert Boone/  
David Zhou/Matthew Podolsky  
Assistant United States Attorneys  
(212) 637-2597/2208/2438/1947

cc: Counsel for all defendants (via ECF)